

AUG 26 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY:   
DEPUTY CLERK

ROBERT CARSWELL,  
Plaintiff,

v.

TERRY O'BRIEN, et al.,  
Defendants.

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Civil Action No. 7:09-cv-00281

ORDER

By: Hon. James C. Turk  
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that the complaint is **DISMISSED** as frivolous, pursuant to 28 U.S.C. § 1915A(b)(1), and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the plaintiff.

ENTER: This 26<sup>th</sup> day of August, 2009.

  
Senior United States District Judge